



General Assembly

January Session, 2013

Committee Bill No. 6251

LCO No. 3787



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Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

***AN ACT REQUIRING FINGERPRINTING AND CRIMINAL
BACKGROUND CHECKS PRIOR TO THE SALE, DELIVERY OR
TRANSFER OF ALL LONG GUNS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-37a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) No person, firm or corporation may [deliver, at retail,] sell,
4 deliver or otherwise transfer any firearm, as defined in section 53a-3,
5 other than a pistol or revolver, to any person unless such person makes
6 application on a form prescribed and furnished by the Commissioner
7 of Emergency Services and Public Protection [, which shall be] that
8 includes a section requiring the applicant to provide his or her
9 fingerprints. Such application shall be filed and retained by the
10 transferor for at least twenty years or, if the transferor is a federally-
11 licensed firearms dealer, attached by the [vendor] transferor to the
12 federal sale or transfer document and filed and retained by the
13 [vendor] transferor for at least twenty years or until such [vendor]
14 transferor goes out of business. Such application shall be available for
15 inspection during normal business hours by law enforcement officials.

16 (b) No sale, [or] delivery or other transfer of any firearm shall be
17 made until the expiration of two weeks from the date of the
18 application, and until the person, firm or corporation making such
19 sale, delivery or transfer has [insured] ensured that such application
20 has been completed properly and has obtained an authorization
21 number from the Commissioner of Emergency Services and Public
22 Protection for such sale, delivery or transfer. The Department of
23 Emergency Services and Public Protection shall perform the national
24 instant criminal background check and make every other effort [,
25 including performing the national instant criminal background check,]
26 to determine if the applicant is eligible to receive such firearm. If it is
27 determined that the applicant is ineligible to receive such firearm, the
28 Commissioner of Emergency Services and Public Protection shall
29 immediately notify the person, firm or corporation to whom such
30 application was made and no such firearm shall be sold, [or] delivered
31 or otherwise transferred to such applicant by such person, firm or
32 corporation. When any firearm is delivered in connection with [the]
33 any sale or purchase at retail, such firearm shall be enclosed in a
34 package, the paper or wrapping of which shall be securely fastened,
35 and no [such] firearm when delivered on any sale or purchase shall be
36 loaded or contain any gunpowder or other explosive or any bullet, ball
37 or shell.

38 [(b)] (c) Upon the sale, delivery or other transfer of the firearm, the
39 [purchaser] transferee shall sign in triplicate a receipt for such firearm,
40 which shall contain the name and address of such [purchaser]
41 transferee, the date of such sale, delivery or transfer and the caliber,
42 make, model and manufacturer's number and a general description
43 thereof. Not later than twenty-four hours after such sale, delivery or
44 transfer, the [vendor] transferor shall send by first class mail or
45 electronically transfer one receipt to the Commissioner of Emergency
46 Services and Public Protection and one receipt to the chief of police or,
47 where there is no chief of police, the warden of the borough or the first
48 selectman, of the town in which the [purchaser] transferee resides, and
49 shall retain one receipt, together with the original application, for at

50 least five years. The waiting period specified in subsection [(a)] (b) of
51 this section during which a sale, delivery or other transfer may not be
52 made and the provisions of this subsection shall not apply to any
53 federal marshal, parole officer or peace officer, or to the [delivery at
54 retail] sale, delivery or other transfer of (1) any firearm to a holder of a
55 valid state permit to carry a pistol or revolver issued under the
56 provisions of section 29-28 or a valid eligibility certificate issued under
57 the provisions of section 29-36f, (2) any firearm to an active member of
58 the armed forces of the United States or of any reserve component
59 thereof, (3) any firearm to a holder of a valid hunting license issued
60 pursuant to chapter 490, or (4) antique firearms. For the purposes of
61 this [section] subsection, "antique firearm" means any firearm which
62 was manufactured in or before 1898 and any replica of such firearm,
63 provided such replica is not designed or redesigned for using rimfire
64 or conventional centerfire fixed ammunition except rimfire or
65 conventional centerfire fixed ammunition which is no longer
66 manufactured in the United States and not readily available in the
67 ordinary channel of commercial trade.

68 (d) The provisions of this section shall not apply to the sale, delivery
69 or other transfer of a firearm between (1) a federally-licensed firearm
70 manufacturer and a federally-licensed firearm dealer, (2) a federally-
71 licensed firearm importer and a federally-licensed firearm dealer, or (3)
72 federally-licensed firearm dealers.

73 Sec. 2. Subsection (a) of section 53-202g of the general statutes is
74 repealed and the following is substituted in lieu thereof (*Effective*
75 *October 1, 2013*):

76 (a) Any person who lawfully possesses an assault weapon under
77 sections 29-37j and 53-202a to 53-202k, inclusive, and subsection (h) of
78 section 53a-46a or a firearm, as defined in section 53a-3, that is lost or
79 stolen from such person shall report the loss or theft to the organized
80 local police department for the town in which the loss or theft occurred
81 or, if such town does not have an organized local police department, to

82 the state police troop having jurisdiction for such town within seventy-
 83 two hours of when such person discovered or should have discovered
 84 the loss or theft. Such department or troop shall forthwith forward a
 85 copy of such report to the Commissioner of Emergency Services and
 86 Public Protection. The provisions of this subsection shall not apply to
 87 the loss or theft of an antique firearm as defined in subsection [(b)] (c)
 88 of section 29-37a, as amended by this act.

89 Sec. 3. Subsection (c) of section 53-202aa of the general statutes is
 90 repealed and the following is substituted in lieu thereof (*Effective*
 91 *October 1, 2013*):

92 (c) For the purposes of this section, "firearm" means "firearm" as
 93 defined in section 53a-3, but does not include a rifle or shotgun or an
 94 antique firearm as defined in subsection [(b)] (c) of section 29-37a, as
 95 amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	29-37a
Sec. 2	<i>October 1, 2013</i>	53-202g(a)
Sec. 3	<i>October 1, 2013</i>	53-202aa(c)

Statement of Purpose:

To require the completion of fingerprinting and a criminal background check prior to the sale, delivery or transfer of any long gun.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. YACCARINO, 87th Dist.

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